

ATTORNEY OR PARTY NAMED OR ATTORNEY NAME AND ADDRESS.

TELEPHONE NO.

CASE NUMBER

Laurie J. Bartilson (213) 661-4030
BOWLES & MOXON
6255 Sunset Blvd., Suite 2000, Hollywood, CA 90028
ATTORNEY FOR (Name) RTC, CSI, CSC

BC 033035

10-1-91
1755

NAME OF COURT Superior Court for State of California,
POST OFFICE and 111 N. Hill Street Co. of Los Angeles
STREET ADDRESS Los Angeles, CA 90012

DEPOSITION SUBPENA

PLAINTIFF/PETITIONER: Religious Technology Center, Church
of Scientology International, Church of Scientology
DEFENDANT/RESPONDENT: Joseph A. Yanny of Calif.
Joseph A. Yanny, Inc.

For Personal Appearance
 and Production of
Documents and Things

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone No. of deponent, if known):

Gerald Armstrong
707 Fawn Drive, Sleepy Hollow, CA 94960

1. YOU ARE ORDERED TO APPEAR IN PERSON TO TESTIFY AS A WITNESS in this action at the following time and place:

Date: October 7, 1991 Time: 10:00 a.m. Address: Combs & Greenley, 49 Stevenson,
Suite 400, San Francisco, CA 94105 (415) 512-1234

- a. As a deponent who is not a natural person, you are ordered to designate one or more persons to testify on your behalf as to the matters described in item 3. (Code of Civil Procedure section 2025 (d)(6).)
- b. You are ordered to produce the documents and things described in item 3.
- c. This deposition will be recorded by audiotape videotape and stenographically.
- d. This videotape deposition is intended for possible use at trial under Code of Civil Procedure section 2025 (u)(4).
2. The personal attendance of the custodian of records or other qualified witness and the production of the original documents are required by this deposition subpoena. The procedure authorized by Evidence Code sections 1560 (b), 1561, and 1562 will not be deemed sufficient compliance with this subpoena.
3. The documents and things to be produced and any testing or sampling being sought are described as follows:

See Exhibit A.

Continued on attachment 3.

4. A deposition permits an attorney to ask questions of a witness who is sworn to tell the truth. An attorney for other parties may then ask questions also. Questions and answers are recorded stenographically at the deposition; later they are transcribed for possible use at trial. A witness may read the written record and change any incorrect answers before signing the deposition. The witness is entitled to receive witness fees and mileage actually traveled both ways. The money must be paid, at the option of the party giving notice of the deposition, either with service of this subpoena or at the time of the deposition.

5. You are ordered to appear in this civil matter in your capacity as a peace officer or other person described in Government Code section 68097.1.

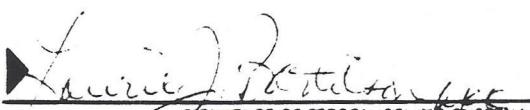
Date: _____ Clerk, by _____ Deputy _____

DISOBEDIENCE OF THIS SUBPENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: September 14, 1991

Laurie J. Bartilson

(TYPE OR PRINT NAME)


Laurie J. Bartilson
Signature of Person Issuing Subpoena

Attorney for RTC, CSI, CSC

(TITLE)

(See reverse for proof of service)

PROOF OF SERVICE OF DEPOSITION SUBPENA—BUSINESS RECORDS

1. I served this Deposition Subpnea—Business Records by personally delivering a copy to the person served as follows:

a. Person served (name):

b. Address where served:

c. Date of delivery:

d. Time of delivery:

e. (1) Witness fees were paid.

Amount: \$ _____

(2) Copying fees were paid

Amount: \$ _____

f. Fee for service: \$ _____

2. I received this subpnea for service on (date):

SECTION 887.11

- a. Not a registered California process server.
- b. California sheriff, marshal, or constable.
- c. Registered California process server.
- d. Employee or independent contractor of a registered California process server.
- e. Exempt from registration under Bus. & Prof. Code section 22350(b).
- f. Registered professional photocopier.
- g. Exempt from registration under Bus. & Prof. Code section 22451.
- h. Name, address, and telephone number and, if applicable, county of registration and number:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(For California sheriff, marshal, or constable use only)
I certify that the foregoing is true and correct.

Date:

Date:

(SIGNATURE)

(SIGNATURE)

1 EXHIBIT "A" TO SUBPOENA DUCES TECUM

2 SCHEDULE OF DOCUMENTS TO BE PRODUCED

3 The witness is requested to produce all these documents as
4 described below, within his possession, custody or control.

5 A. DEFINITIONS AND EXPLANATIONS

6 1. As used herein, the term "document" includes all
7 written, typewritten, printed and graphic materials of whatever
8 kind or nature, including, but not limited to, correspondence,
9 notes, memoranda, telegrams and cables, telexes, telecopies,
10 panafaxes, publications, contracts, agreements, insurance
11 policies, minutes, offers, analyses, projections, studies,
12 books, papers, records, reports, lists, calendars, diaries,
13 statements, complaints, filings with any court, tribunal or
14 governmental agency, corporate minutes, partnerships,
15 agreements, ledgers, transcripts, summaries, agendas, bills,
16 invoices, receipts, estimates, evaluations, personnel files,
17 certificates, instructions, manuals, bulletins, advertisements,
18 periodicals, accounting records, checks, check stubs, check
19 registers, cancelled checks, money orders, negotiable
20 instruments, sound recordings, films, photographs, mechanical
21 or electronic recordings, tapes, transcriptions, blueprints,
22 computer programs and data, and data processing cards.

23 2. The Documents requested are those in your possession,
24 custody and control that have not already been produced in prior
25 litigation between yourself and any cross-complainants.

26 3. As used herein, the term "document" further means all
27 writings, originals and duplicates as defined in California
28 Evidence Code Sections 250, 255, and 260, whether in draft, or

1 otherwise, including but not limited to, copies and
2 non-identical copies (whether different from the originals
3 because of notes or marks made on or attached to said copies, or
4 otherwise).

5 4. The words "and" and "or" as used herein shall both
6 mean "and/or."

7 5. If in response to this Notice to Produce Documents at
8 Deposition you decline or refuse to produce any document based
9 upon a claim of privilege, at the time of the taking of this
10 deposition you will be expected to state with respect to each
11 such document the following:

12 (a) An identification of the document with reasonable
13 specificity and particularity, including its nature (memo,
14 letter, etc.), title and date;

15 (b) The exact nature of the privileged asserted;

16 (c) All of the facts upon which your claim of
17 privilege is based or which supports said claim;

18 (d) With respect to each person who was present at
19 the time the document was prepared:

20 (1) Their name and last known business and
21 residential addresses and telephone numbers; and

22 (2) Their employer and job title or capacity at
23 the time that the document was prepared;

24 (e) With respect to each individual and entity to
25 whom the original or a copy of the document was sent:

26 (1) Their name and last known business and
27 residential addresses and telephone numbers;

(2) Their employer and job title or capacity at the time that the original or the copy of the document was sent to them;

(3) The date(s) when the document or copy was sent; and

(4) By whom the document or copy was sent;

(f) With respect to each individual and entity who to the best of your knowledge, information or belief has seen the original or any copy of the document:

(1) Their name, and last known business and residential addresses and telephone numbers;

(2) Their employer and job title or capacity at the time the document or copy was seen by them; and

(3) The date(s) when the document or copy was seen by them;

(g) With respect to each individual or entity who to the best of your knowledge, information or belief had possession or custody of the original or any copy of the document:

(1) Their name, and last known business and residential addresses and telephone numbers;

(2) The inclusive dates during which they had possession or custody of the document or copy; and

(3) Their employer and job title or capacity at the time that they had possession of the document or copy; and

(h) Identify with reasonable specificity and particularity each document which refers to, discusses,

1 analyzes, or comments upon the document which you claim is
2 privileged, or which contains any and all of its contents.

3 B. DOCUMENTS AND THINGS TO BE PRODUCED

4 1. Any documents or communications which show or reflect:

5 a) Your employment or volunteer assistance as a
6 paralegal for Joseph A. Yanny and/or Joseph A.
7 Yanny, P.C.; or

8 b) Joseph A. Yanny's representation of you in any
9 legal matters which relate to plaintiffs or any
10 Church of Scientology or individual Scientologist;
11 or

12 c) Assistance given by you or Joseph A. Yanny to
13 Ford Greene in the Aznaran v. Church of
14 Scientology of California case.